



McDonnell Boehnen Hulbert & Berghoff
Law Offices

Fax transmittal

To Examiner Bex Date April 2, 2002
Company U.S. Patent Office From Amir Penn
Fax (703) 872-9089 Direct (312) 913-2128
Phone
Pages,
with cover 3 Email penn@mbhb.com
Re
C/M 89/316

Examiner Bex,

Enclosed is the paper (without exhibits) we filed last week canceling claims 2-73. The cancellation is in paragraph 2 of the request for refund.

Upon review of the paper we filed, we mistakenly stated that the pending claims are claims 72-113. Instead, the claims currently pending should be claims 72-98. I will submit a paper correcting this. If you have any other questions or need the exhibits we filed, please contact me.

Best regards,

Amir Penn

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*P. Lawrence
Boland H. 2/22/02*

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 97,008-W)

PATENT

In the Application of:)
 Copeland, et al.)
 Serial No.: 09/931,513)
 Filing Date: August 16, 2001)
 For: Automated Biological Reaction Apparatus)
)
 Examiner: Not Assigned
 Group Art Unit: 1743
 Confirmation No.: 5062

REQUEST FOR REFUND

Commissioner for Patents
 Washington, D.C. 20231

Attention: Refund Section
 Office of Finance/Accounting Division

Dear Sir:

The applicants request a partial refund of the application filing fees paid in this application.

In Box 18 of the Utility Patent Application Transmittal, information was mistakenly omitted from sub-box b. That box should be checked, and the lines following it should read: Cancel in this application original claims 2-71 of the prior application before calculating the filing fee.

The remaining claims to be prosecuted in the present application are 72-113. Therefore, the total application filing fee should be calculated as follows:

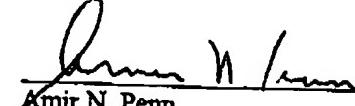
Basic Fee:			
Total Claims:	42 - 20 = 22 extra		\$710.00
Independent Claims:	5 - 3 = 2 extra	22 x \$18.00 = \$396.00	
		2 x \$80.00 = \$160.00	
TOTAL:			\$1,266.00

Check no. 30373, in the amount of \$836.00, was submitted with the application. On 8/21/01, an additional \$3,079.00 was charged to Deposit Account No. 13-2490. The same amount was refunded on 9/18/01. Also on 9/18/01, \$692.00 was charged to Deposit Account No. 13-2490, bringing the total filing fee paid to \$1,528.00. This amount is given as the filing fee received on the official Filing Receipt (copy attached). Copies of the Deposit Account Statements reflecting these charges are also attached.

Please refund the excess \$262.00 in fees paid to the Deposit Account of McDonnell Boehnen Hulbert & Berghoff, No. 13-2490.

Respectfully submitted,

Date: March 27, 2002


Amir N. Penn
Registration No. 40,767

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